IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.1003 OF 2007

Shri Khangaram alias Ramesh
Prabhuji Purohit. ...Applicant.

Versus

The State of Maharashtra ...Respondent.

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Mr.Mukesh Ponda i/b. H.H.Ponda, Adv. for the Applicant.
Mr.S.S.Pednekar, APP, for the State.

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CORAM : SMT.V.K.TAHILRAMANI,J.

DATED : 16th April, 2007.

P.C.:

1. Heard the learned Advocate for the Applicant and the learned APP for the State.

2. The applicant is seeking bail in C.R.No.I-49 of 2004 of Crime Branch, Thane Unit. The said case is mainly under Section 489(B), 489(C) of IPC.

3. Mr.Ponda, has submitted that the applicant has been arrested on 17.7.2004 and since then he is in the custody. He has submitted that there is no material to show that the case of the applicant

would fall under Section 489(B) and at the most the case which can be made out against the applicant is under Section 489(C) of IPC i.e. possession of the counterfeit currency notes.

4. On the other hand, the learned APP has stated that the trial is going on. Seventeen witnesses have already been examined and some more witnesses are yet to be examined out of which 14 are police witnesses. Looking to the fact that the trial is already going on, I am not inclined to grant bail to the applicant at this stage.

5. Application is rejected.

6. However, looking to the fact that the applicant is in custody from 17.7.2004, the learned trial Judge shall endeavour to dispose of the trial by 5th June, 2007. In case the trial is not disposed of by 5th June, 2007, the applicant is at liberty to prefer a fresh application for bail.

(SMT.V.K.TAHILRAMANI,J.)